



42 2967

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF CRIMINAL ENFORCEMENT, FORENSICS AND TRAINING
NATIONAL ENFORCEMENT INVESTIGATIONS CENTER
P.O. BOX 25227, DENVER FEDERAL CENTER
DENVER, COLORADO 80225

January 27, 2004

FAXED and HAND DELIVERED

Mr. M.W. Rivet, Manager, Environmental, Health and Safety
Formosa Plastics Corporation, Texas
201 Formosa Drive
P.O. Box 700
Point Comfort, Texas 77978

Re: Multimedia Compliance Investigation at Formosa Plastic Corporation, Texas (FPC TX),
Point Comfort, Texas

Dear Mr. Rivet:

The U.S. Environmental Protection Agency (EPA) National Enforcement Investigations Center (NEIC), will conduct a multimedia inspection of Formosa's Point Comfort facility beginning February 2, 2004. The inspection and this document review request are authorized pursuant to EPA regulations and Federal environmental statutes, including but not limited to:

- Section 114 (a) of the Clean Air Act, 42 U.S.C. § 7414 (a),
- Section 308 (a) of the Clean Water Act, 33 U.S.C. § 1318 (a),
- Section 3007 (a) and 9005 (a) of the Resource Conservation and Recovery Act, 42 U.S.C. §§ 6927 (a) and 6991 (a),
- Section 104 (e) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. § 9604 (e),

The purpose of the inspection is to determine compliance with applicable environmental statutes, regulations, rules, decrees, approvals, and permits. A list of records and documents needed by our EPA inspectors is enclosed. We believe that many of these records are, or should be, readily available at your facility.

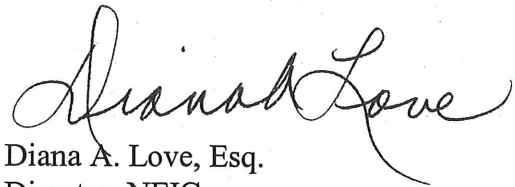
You may, if you desire, assert a confidentiality claim covering part of or all of the information requested, pursuant to 40 C.F.R. § 2.203(b), by attaching to such information, at the time it is submitted, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret" or "proprietary" or "company confidential." Information covered by such a claim will be disclosed by EPA only to the extent, and only by means of the procedures set forth in the regulations at 40 C.F.R. Part 2 Subpart B. If no such claim accompanies

the information when it is received by EPA, it may be made available to the public by EPA without further notice to you. In any event, you should read the above cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim.

If you have questions about this inspection, please contact Martha Hamre, NEIC project leader at (303) 462-9271.

We thank you in advance for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Diana A. Love". The signature is fluid and cursive, with the first name "Diana" being more prominent than the last name "Love".

Diana A. Love, Esq.
Director, NEIC

Enclosure

cc: Mark Hansen, U.S. EPA Region 6
Himanshu Vyas, U.S. EPA Region 6